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Eli Lilly and Company
Lilly Corporate Center
Indianapolis, Indiana 46285
U.S.A.

Lilly Law Division

To: Commissioner for Patents

Company: USPTO
Fax: (571) 273-8300
Phone:
Date: July 14, 2008

From: Danica Hostettler
Fax: (317) 276-3861
Phone: (317) 276-3711
Total Pages: 4

Subject: X-14978M

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Answers That Matter.

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CERTIFICATION OF FACSIMILE TRANSMISSION

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Date

PATENT APPLICATION
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Applicant: MOHER Eric David

Group Art Unit:

Serial No.: 10/516,559

Examiner:

Application Date: June 6, 2003

Conf No.: 7051

US Nat'l Entry

Date (if applicable): November 30, 2004

For: PRODRUGS OF EXCITATORY AMINO ACIDS

Docket No.: X14978M

REQUEST FOR RE-CONSIDERATION OF PATENT TERM ADJUSTMENTCommissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 CFR § 1.705(d) which states that if the patent indicates a revised patent term adjustment, any requests for reconsideration of the patent term adjustment indicated in the patent must be filed within two (2) months of the date the patent issued and must comply with the requirements of paragraphs (b)(1) and (b)(2) of this section.

Pursuant to the requirements of 37 CFR § 1.705(b)(1), Applicants hereby authorize the fee set forth in §1.18(e). Furthermore, pursuant to the requirements of 37 CFR §1.705(b)(2)(iv)(B), Applicants specify that there were no circumstances constituting a failure to engage in reasonable efforts to conclude processing or examination of such application as set forth in §1.704. Applicants further specify that 37 CFR 1.705(b)(2)(i), (ii), (iii) and (iv)A do not apply for this matter.

07/15/2008 HMARZ12 00000006 050840 10516559
01 FC:1455 200.00 DA

Serial No.: 10/516559

Applicants respectfully request reconsideration of patent term adjustment and reinstatement of all the reduced term.

Respectfully submitted,



Arleen Palmberg
Attorney for Applicants
Registration No. 40,422
Phone: 317-276-6015

Eli Lilly and Company
Patent Division/AP
P.O. Box 6288
Indianapolis, Indiana 46206-6288

July 14, 2008

JUL 14 2008

Please type a plus sign (+) inside this box →

| FEE TRANSMITTAL | | Complete if Known | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
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| Effective December 8, 2004 | | Serial No. | 10/516,559 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| | | Application Date | June 6, 2003 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| | | US Nat'l Entry Date (if applicable) | November 30, 2004 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| | | First Named Inventor | MOHER Eric David | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| | | Group Art Unit | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| | | Examiner Name | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| | | Conf. No. | 7051 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| | | Attorney Docket Number | X14978M | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| TOTAL AMOUNT OF PAYMENT (\$200.00) | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| METHOD OF PAYMENT (check one) | | FEE CALCULATION (continued) | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 1. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to: Deposit Account Number: 05-0840 Deposit Account Name: Eli Lilly and Company <input checked="" type="checkbox"/> Charge Any Additional Fee Required <input type="checkbox"/> Charge the Issue Fee Set in 37 CFR 1.18 at the time of allowance | | 3. ADDITIONAL FEES <table border="1"> <thead> <tr> <th>Large Entity Fee Code</th> <th>Large Entity Fee (\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr> <td>1051</td> <td>130</td> <td>Surcharge-late filing fee or oath</td> <td></td> </tr> <tr> <td>1052</td> <td>50</td> <td>Surcharge-late provisional filing fee or cover sheet.</td> <td></td> </tr> <tr> <td>1053</td> <td>130</td> <td>Non-English specification</td> <td></td> </tr> <tr> <td>1251</td> <td>120</td> <td>Extension for reply within first month</td> <td></td> </tr> <tr> <td>1252</td> <td>450</td> <td>Extension for reply within second month</td> <td></td> </tr> <tr> <td>1253</td> <td>1,020</td> <td>Extension for reply within third month</td> <td></td> </tr> <tr> <td>1254</td> <td>1,590</td> <td>Extension for reply within fourth month</td> <td></td> </tr> <tr> <td>1255</td> <td>2,160</td> <td>Extension for reply within fifth month</td> <td></td> </tr> <tr> <td>1401</td> <td>500</td> <td>Notice of Appeal</td> <td></td> </tr> <tr> <td>1402</td> <td>500</td> <td>Filing a brief in support of an appeal</td> <td></td> </tr> <tr> <td>1452</td> <td>500</td> <td>Petition to revive-unavoidable</td> <td></td> </tr> <tr> <td>1453</td> <td>1,500</td> <td>Petition to revive-unintentional</td> <td></td> </tr> <tr> <td>1502</td> <td>1,400</td> <td>Utility issue fee (or reissue)</td> <td></td> </tr> <tr> <td>122</td> <td>130</td> <td>Petitions to the Commissioner</td> <td></td> </tr> <tr> <td>1801</td> <td>790</td> <td>Request for Continued Examination (RCE)</td> <td></td> </tr> <tr> <td colspan="2"> 1. 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Must pay \$250 for each addl 50 pages (or fraction thereof). SUBTOTAL (2) (\$) </td> <td colspan="2"> Other fee (specify) SUBTOTAL (3) (\$200.00) </td> </tr> <tr> <td colspan="2">SUBMITTED BY</td> <td colspan="2">Complete (if applicable)</td> </tr> <tr> <td colspan="2">Typed or Printed Name: Arleen Palmberg</td> <td colspan="2">Reg. Number: 40,422</td> </tr> <tr> <td colspan="2">Signature: <i>Arleen Palmberg</i></td> <td colspan="2">Date: July 14, 2008</td> </tr> </tbody> </table> | | Large Entity Fee Code | Large Entity Fee (\$) | Fee Description | Fee Paid | 1051 | 130 | Surcharge-late filing fee or oath | | 1052 | 50 | Surcharge-late provisional filing fee or cover sheet. | | 1053 | 130 | Non-English specification | | 1251 | 120 | Extension for reply within first month | | 1252 | 450 | Extension for reply within second month | | 1253 | 1,020 | Extension for reply within third month | | 1254 | 1,590 | Extension for reply within fourth month | | 1255 | 2,160 | Extension for reply within fifth month | | 1401 | 500 | Notice of Appeal | | 1402 | 500 | Filing a brief in support of an appeal | | 1452 | 500 | Petition to revive-unavoidable | | 1453 | 1,500 | Petition to revive-unintentional | | 1502 | 1,400 | Utility issue fee (or reissue) | | 122 | 130 | Petitions to the Commissioner | | 1801 | 790 | Request for Continued Examination (RCE) | | 1. 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| 1051 | 130 | Surcharge-late filing fee or oath | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 1052 | 50 | Surcharge-late provisional filing fee or cover sheet. | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 1053 | 130 | Non-English specification | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 1251 | 120 | Extension for reply within first month | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 1252 | 450 | Extension for reply within second month | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 1253 | 1,020 | Extension for reply within third month | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 1254 | 1,590 | Extension for reply within fourth month | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 1255 | 2,160 | Extension for reply within fifth month | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 1401 | 500 | Notice of Appeal | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 1402 | 500 | Filing a brief in support of an appeal | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 1452 | 500 | Petition to revive-unavoidable | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
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| 1502 | 1,400 | Utility issue fee (or reissue) | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 122 | 130 | Petitions to the Commissioner | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 1801 | 790 | Request for Continued Examination (RCE) | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
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| Code | Description | Fee | Fee Paid | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 1011 | Basic filing fee (Utility) | \$300.00 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 1111 | Utility search fee | \$500.00 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 1311 | Utility examination fee | \$200.00 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| SUBTOTAL (1) | | (\$) | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| Code Total claims Extra Fee Paid (\$) 1202 - 20 = X 50 = \$ | | Other fee (specify) | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| Independent claims 1201 - 3 = X 200 = \$ | | Other fee (specify) | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| Multiple Dependent Claim Yes or No (if yes) 1203 360 = \$ | | Other fee (specify) | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| Claims and Excess Length Fees 1081 Total length (spec + drawings) - 100 = excess pages \$ No extra charge for first 100 pages. Must pay \$250 for each addl 50 pages (or fraction thereof). SUBTOTAL (2) (\$) | | Other fee (specify) SUBTOTAL (3) (\$200.00) | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| SUBMITTED BY | | Complete (if applicable) | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| Typed or Printed Name: Arleen Palmberg | | Reg. Number: 40,422 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| Signature: <i>Arleen Palmberg</i> | | Date: July 14, 2008 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |

JUL 14 2008

Fax*Lilly*

Eli Lilly and Company
Lilly Corporate Center
Indianapolis, Indiana 46285
U.S.A.

Lilly Law Division

To: Commissioner for Patents

Company: USPTO
Fax: (571) 273-8300
Phone:
Date: July 14, 2008

From: Danica Hostettler
Fax: (317) 276-3861
Phone: (317) 276-3711
Total Pages: 4

Subject: X-14978M

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| | |
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| CERTIFICATION OF FACSIMILE TRANSMISSION | |
| I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office on the date shown below. | |
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| <u>Cheryl A. Karres</u> Signature | <u>7-14-08</u> Date |

PATENT APPLICATION
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Applicant: MOHER Eric David Group Art Unit:
Serial No.: 10/516,559 Examiner:
Application Date: June 6, 2003 Conf No.: 7051
US Nat'l Entry
Date (if applicable): November 30, 2004
For: PRODRUGS OF EXCITATORY AMINO ACIDS
Docket No.: X14978M

REQUEST FOR RE-CONSIDERATION OF PATENT TERM ADJUSTMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 CFR § 1.705(d) which states that if the patent indicates a revised patent term adjustment, any requests for reconsideration of the patent term adjustment indicated in the patent must be filed within two (2) months of the date the patent issued and must comply with the requirements of paragraphs (b)(1) and (b)(2) of this section.

Pursuant to the requirements of 37 CFR § 1.705(b)(1), Applicants hereby authorize the fee set forth in §1.18(e). Furthermore, pursuant to the requirements of 37 CFR §1.705(b)(2)(iv)(B), Applicants specify that there were no circumstances constituting a failure to engage in reasonable efforts to conclude processing or examination of such application as set forth in §1.704. Applicants further specify that 37 CFR 1.705(b)(2)(i), (ii), (iii) and (iv)A do not apply for this matter.

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06:55:32 p.m.

07-14-2008

3 / 4

Serial No.: 10/516559

JUL 14 2008

Applicants respectfully request reconsideration of patent term adjustment and reinstatement of all the reduced term.

Respectfully submitted,

Arleen Palmberg
Arleen Palmberg
Attorney for Applicants
Registration No. 40,422
Phone: 317-276-6015

Eli Lilly and Company
Patent Division/AP
P.O. Box 6288
Indianapolis, Indiana 46206-6288

July 14, 2008

JUL 14 2008

Please type a plus sign (+) inside this box →

| FEE TRANSMITTAL | | | | Complete if Known | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
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| Effective December 8, 2004 | | | | Serial No. | 10/516,559 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| | | | | Application Date | June 6, 2003 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| | | | | US Nat'l Entry Date (if applicable) | November 30, 2004 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| | | | | First Named Inventor | MOHER Eric David | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| | | | | Group Art Unit | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| | | | | Examiner Name | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| | | | | Conf. No. | 7051 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| | | | | Attorney Docket Number | X14978M | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| TOTAL AMOUNT OF PAYMENT (\$200.00) | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| METHOD OF PAYMENT (check one) | | | | FEE CALCULATION (continued) | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 1. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to: Deposit Account Number: 05-0840 Deposit Account Name: Eli Lilly and Company <input checked="" type="checkbox"/> Charge Any Additional Fee Required <input type="checkbox"/> Charge the Issue Fee Set in 37 CFR 1.18 at the time of allowance | | | | 3. ADDITIONAL FEES <table border="1"> <thead> <tr> <th>Large Entity Fee Code</th> <th>Large Entity Fee (\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr><td>1051</td><td>130</td><td>Surcharge-late filing fee or oath</td><td></td></tr> <tr><td>1052</td><td>50</td><td>Surcharge-late provisional filing fee or cover sheet.</td><td></td></tr> <tr><td>1053</td><td>130</td><td>Non-English specification</td><td></td></tr> <tr><td>1251</td><td>120</td><td>Extension for reply within first month</td><td></td></tr> <tr><td>1252</td><td>450</td><td>Extension for reply within second month</td><td></td></tr> <tr><td>1253</td><td>1,020</td><td>Extension for reply within third month</td><td></td></tr> <tr><td>1254</td><td>1,590</td><td>Extension for reply within fourth month</td><td></td></tr> <tr><td>1255</td><td>2,160</td><td>Extension for reply within fifth month</td><td></td></tr> <tr><td>1401</td><td>500</td><td>Notice of Appeal</td><td></td></tr> <tr><td>1402</td><td>500</td><td>Filing a brief in support of an appeal</td><td></td></tr> <tr><td>1452</td><td>500</td><td>Petition to revive-unavoidable</td><td></td></tr> <tr><td>1453</td><td>1,500</td><td>Petition to revive-unintentional</td><td></td></tr> <tr><td>1502</td><td>1,400</td><td>Utility issue fee (or reissue)</td><td></td></tr> <tr><td>122</td><td>130</td><td>Petitions to the Commissioner</td><td></td></tr> <tr><td>1801</td><td>790</td><td>Request for Continued Examination (RCE)</td><td></td></tr> <tr><td colspan="2"></td><td>Other fee (specify)</td><td></td></tr> <tr><td colspan="2"></td><td>37 CFR §1.18(e) for filing an application for patent term adjustment under §1.705</td><td>200.00</td></tr> <tr><td colspan="2"></td><td>Other fee (specify)</td><td></td></tr> <tr><td colspan="2"></td><td>Other fee (specify)</td><td></td></tr> <tr><td colspan="2"></td><td>Other fee (specify)</td><td></td></tr> <tr><td colspan="2"></td><td>Other fee (specify)</td><td></td></tr> </tbody> </table> | | | | Large Entity Fee Code | Large Entity Fee (\$) | Fee Description | Fee Paid | 1051 | 130 | Surcharge-late filing fee or oath | | 1052 | 50 | Surcharge-late provisional filing fee or cover sheet. | | 1053 | 130 | Non-English specification | | 1251 | 120 | Extension for reply within first month | | 1252 | 450 | Extension for reply within second month | | 1253 | 1,020 | Extension for reply within third month | | 1254 | 1,590 | Extension for reply within fourth month | | 1255 | 2,160 | Extension for reply within fifth month | | 1401 | 500 | Notice of Appeal | | 1402 | 500 | Filing a brief in support of an appeal | | 1452 | 500 | Petition to revive-unavoidable | | 1453 | 1,500 | Petition to revive-unintentional | | 1502 | 1,400 | Utility issue fee (or reissue) | | 122 | 130 | Petitions to the Commissioner | | 1801 | 790 | Request for Continued Examination (RCE) | | | | Other fee (specify) | | | | 37 CFR §1.18(e) for filing an application for patent term adjustment under §1.705 | 200.00 | | | Other fee (specify) | | | | Other fee (specify) | | | | Other fee (specify) | | | | Other fee (specify) | |
| Large Entity Fee Code | Large Entity Fee (\$) | Fee Description | Fee Paid | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 1051 | 130 | Surcharge-late filing fee or oath | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 1052 | 50 | Surcharge-late provisional filing fee or cover sheet. | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 1053 | 130 | Non-English specification | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 1251 | 120 | Extension for reply within first month | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 1252 | 450 | Extension for reply within second month | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 1253 | 1,020 | Extension for reply within third month | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 1254 | 1,590 | Extension for reply within fourth month | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 1255 | 2,160 | Extension for reply within fifth month | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 1401 | 500 | Notice of Appeal | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 1402 | 500 | Filing a brief in support of an appeal | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 1452 | 500 | Petition to revive-unavoidable | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 1453 | 1,500 | Petition to revive-unintentional | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 1502 | 1,400 | Utility issue fee (or reissue) | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 122 | 130 | Petitions to the Commissioner | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 1801 | 790 | Request for Continued Examination (RCE) | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| | | Other fee (specify) | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| | | 37 CFR §1.18(e) for filing an application for patent term adjustment under §1.705 | 200.00 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| | | Other fee (specify) | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| | | Other fee (specify) | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| | | Other fee (specify) | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| | | Other fee (specify) | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 1. In connection with the filing, search and exam fees <table border="1"> <thead> <tr> <th>Code</th> <th>Description</th> <th>Fee</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr><td>1011</td><td>Basic filing fee (Utility)</td><td>\$300.00</td><td></td></tr> <tr><td>1111</td><td>Utility search fee</td><td>\$500.00</td><td></td></tr> <tr><td>1311</td><td>Utility examination fee</td><td>\$200.00</td><td></td></tr> <tr><td colspan="2">SUBTOTAL (1)</td><td>(\$)</td><td></td></tr> </tbody> </table> | | | | Code | Description | Fee | Fee Paid | 1011 | Basic filing fee (Utility) | \$300.00 | | 1111 | Utility search fee | \$500.00 | | 1311 | Utility examination fee | \$200.00 | | SUBTOTAL (1) | | (\$) | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| Code | Description | Fee | Fee Paid | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 1011 | Basic filing fee (Utility) | \$300.00 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 1111 | Utility search fee | \$500.00 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 1311 | Utility examination fee | \$200.00 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| SUBTOTAL (1) | | (\$) | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| <table border="1"> <thead> <tr> <th>Code</th> <th>Total claims</th> <th>Extra</th> <th>Fee Paid (\$)</th> </tr> </thead> <tbody> <tr> <td>1202</td> <td>___ - 20 =</td> <td>___ X 50 =</td> <td>\$</td> </tr> <tr> <td colspan="4">Independent claims</td> </tr> <tr> <td>1201</td> <td>___ - 3 =</td> <td>___ X 200 =</td> <td>\$</td> </tr> <tr> <td colspan="4">Multiple Dependent Claim</td> </tr> <tr> <td>1203</td> <td>Yes or No</td> <td>360 =</td> <td>\$</td> </tr> <tr> <td colspan="4">Claims and Excess Length Fees</td> </tr> <tr> <td>1081</td> <td colspan="2">Total length (spec + drawings) ___ - 100 = ___ excess pages</td> <td>\$</td> </tr> <tr> <td colspan="4">No extra charge for first 100 pages. Must pay \$250 for each addl 50 pages (or fraction thereof).</td> </tr> <tr> <td colspan="2">SUBTOTAL (2)</td> <td colspan="2">(\$)</td> </tr> </tbody> </table> | | | | Code | Total claims | Extra | Fee Paid (\$) | 1202 | ___ - 20 = | ___ X 50 = | \$ | Independent claims | | | | 1201 | ___ - 3 = | ___ X 200 = | \$ | Multiple Dependent Claim | | | | 1203 | Yes or No | 360 = | \$ | Claims and Excess Length Fees | | | | 1081 | Total length (spec + drawings) ___ - 100 = ___ excess pages | | \$ | No extra charge for first 100 pages. Must pay \$250 for each addl 50 pages (or fraction thereof). | | | | SUBTOTAL (2) | | (\$) | | SUBTOTAL (3) (\$200.00) | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| Code | Total claims | Extra | Fee Paid (\$) | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 1202 | ___ - 20 = | ___ X 50 = | \$ | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| Independent claims | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 1201 | ___ - 3 = | ___ X 200 = | \$ | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| Multiple Dependent Claim | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 1203 | Yes or No | 360 = | \$ | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| Claims and Excess Length Fees | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 1081 | Total length (spec + drawings) ___ - 100 = ___ excess pages | | \$ | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
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| SUBTOTAL (2) | | (\$) | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| SUBMITTED BY | | | | Complete (if applicable) | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| Typed or Printed Name: Arleen Palmberg | | | | Reg. Number: 40,422 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| Signature: <i>Arleen Palmberg</i> | | | | Date: July 14, 2008 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |